

Omick Ref: 13634.4012
S&F Ref: 635190US

DECLARATION

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- ☐ original
☐ design
☐ supplemental
☒ national stage of PCT

- ☐ divisional
☐ continuation
☐ continuation-in-part

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled Methods and Devices for Tensioning a Wrap Around a Blood Vessel, the specification of which

- (a) ☐ is attached hereto OR
 (b) ☐ was filed on _____ as United States Application Serial No. _____ and was amended on _____ if applicable
 (c) ☒ was described and claimed in PCT International Application No. PCT/AU2004/001488, filed on 28 October 2004 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56, including for continuation-in-parts applications, material information which became available between the filing date of the prior application and the filing date of the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 USC 119 (a) - (d), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by check the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s) or any PCT international application having a filing date before that of the application of which priority is claimed.

- (d) ☐ no such applications have been filed
 (e) ☒ such application have been filed as follows:

Prior Foreign Application Number(s)	Country	Date of Filing	Priority Claimed	
			Yes	No
2003905995	AU	30 October 2003	X	

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date

I hereby claims the benefit under 35 USC § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC § 112, I acknowledge the duty to disclose material information as defined in 37 CFR § 1.56(a), regarding events which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status-patented, pending, abandoned

Orrick Ref: 13634.4012
S&F Ref: 635190US

Direct all correspondence to:

Customer No.

34313

Orrick, Herrington & Sutcliffe LLP
Attn: James W. Gerlak
4 Park Plaza, Suite 1600
Irvine, CA 92614-2556
Tel. (949) 567-6700
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I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	FIRST Name WILLIAM	MIDDLE Initial SUTTLE	LAST Name PETERS	
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INVENTOR'S SIGNATURE					Date:

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INVENTOR'S SIGNATURE					Date:

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	INVENTOR'S SIGNATURE <i>William Suttle Peters</i> Date: <i>20 Apr 06</i>				

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	INVENTOR'S SIGNATURE <i>Scott Hugh Miller</i> Date: <i>20 APR 06</i>				